

JUN 15 2004

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PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
 AND RELATED LITIGATION

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 TRUMAN A. HERRON 1935-1976
 EDWARD B. EVANS 1936-1971

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June 15, 2004

FACSIMILE COVER SHEET

To: Examiner Hussein A. El-chanti
 Mail Stop AMENDMENT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22213-1450

From: Scott A. Stinebruner
 Reg. No. 38,323

Re: U.S. Patent Application
 Serial No. 09/732,189
 Filed: December 7, 2000
 Applicant: Robert Miller
 Art Unit: 2157
 Confirmation No.: 1431
 Our Ref: IBM/151

Fax: 703-872-9306

Enclosures:

Fax Cover Sheet containing Certificate of
 Facsimile Transmission (1 page)
 Transmittal containing Certificate of
 Facsimile Transmission (2 pages)
 Response (7 pages)

Pages: 10 (including cover sheet)

MESSAGE/COMMENTS
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Judith L. Volk
 Judith L. Volk

June 15, 2004
 Date

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PATENT

Att'y Docket No. IBM/151/124

Confirmation No. 1431**CERTIFICATE OF FACSIMILE TRANSMISSION**

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Judith L. Volk
Judith L. Volk

June 15, 2004
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert Miller Art Unit: 2157
Serial No.: 09/732,189 Examiner: Hussein A. El-chanti
Filed : December 7, 2000
For : PEER PROTOCOL STATUS QUERY IN CLUSTERED COMPUTER SYSTEM

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. ☒ Transmitted herewith is a Resposne.
2. ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
☐ Enclosed is a verified statement to establish Small Entity status
☒ Other than a Small Entity
3. The fee has been calculated as shown below:

CALCULATION OF FEES

Fee:	Number of Claims After Amendment:		Previously Paid For:	No. Extra:	At Rate:	Amount:
Total Claims	26	minus	26	0	\$18	\$0.00
Independent Claims	5	minus	5	0	\$86	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					\$290	\$0.00
TOTAL FEE FOR CLAIMS:						\$0.00

- ☒ No additional fee for claims is required.

Page 1 of 2
Serial No. 09/732,189
Transmittal for Response of June 15, 2004
IBM Docket: ROC920000125US1
WH&E IBM/151

4. ☐ Attached is a check in the sum of \$_____ for additional claims.
☐ Please charge my Deposit Account No. 23-3000 in the amount of \$_____.
5. **The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.**

- ☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	<u>Ext. Mos.</u>	<u>Large entity</u>	<u>Small entity</u>
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 420.00	\$ 210.00
<input type="checkbox"/>	three months	\$ 950.00	\$ 475.00
<input type="checkbox"/>	four months	\$1,480.00	\$ 740.00
<input type="checkbox"/>	five months	\$2,010.00	\$1,005.00

Extension fee due with this request:

\$ _____

Method of Payment:

Check enclosed in the amount of \$ _____

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured and the fee paid thereof of \$_____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$_____.
- OR**
- ☒ (b) **Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.**
6. ☒ **If any additional fee for claims or extension of time is required, charge Account No. 23-3000.**

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:


 Scott A. Stinebruner
 Reg. No. 38,323

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 Cincinnati, Ohio 45202-2917
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